

Exhibit 403

United States of America ex rel. Ven-A-Care of the Florida Keys, Inc., et al.
v. Dey, Inc., et al., Civil Action No. 05-11084-PBS

**Exhibit to the August 28, 2009 Declaration of Sarah L. Reid in Support
of Dey's Opposition to Plaintiffs' Motion for Partial Summary Judgment**

1 UNITED STATES DISTRICT COURT
2 FOR THE DISTRICT OF MASSACHUSETTS
3 VOLUME II

4 IN RE: PHARMACEUTICAL : MDL NO. 1456
5 INDUSTRY AVERAGE WHOLESALE : CIVIL ACTION:
6 PRICE LITIGATION : 01-CV-12257-PBS
7 :
8 THIS DOCUMENT RELATES TO :
9 U.S. ex rel. Ven-A-Care of :
10 the Florida Keys, Inc. v. :
11 Abbott Laboratories, Inc. :
12 No. 06-CV-11337-PBS :

13 - - -

14 Continuation of the videotaped
15 deposition of ROBERT VITO was taken, pursuant
16 to notice, at MORGAN LEWIS & BOCKIUS, LLP,
17 1701 Market Street, Philadelphia,
18 Pennsylvania, on Wednesday, June 20, 2007,
19 beginning at 8:43 a.m., before M. Kathleen
20 Muino, Professional Shorthand Reporter, Notary
21 Public; Michael Hunterton, Certified Legal
22 Video Specialist, there being present:

1 pricing and reimbursement issues?

2 A. Yes, sir.

3 Q. And you don't recall anything more, as
4 you sit here today, about that meeting in Little
5 Rock that apparently took place in September of
6 1993?

7 MR. NEAL: I'll object to the form.

8 You can answer.

9 THE WITNESS: I don't remember anything.

10 BY MR. TORBORG:

11 Q. It's been 14 years since then. Your
12 memory has faded over time?

13 A. Yes. I couldn't remember where I parked
14 my car yesterday. How could I remember what I did
15 in September 13th? I apologize. I'm sorry.

16 Q. September 13th, 1993?

17 A. 1993, right. That's even more
18 difficult. Thank you.

19 - - -

20 (Whereupon, Exhibit Abbott 248 was marked
21 for Identification.)

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